

117TH CONGRESS  
1ST SESSION

# H. R. 2141

To direct the Secretary of Transportation to establish a Motorcyclist Advisory Council, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 23, 2021

Mr. GALLAGHER (for himself, Mr. HUFFMAN, Ms. MOORE of Wisconsin, Mr. YOUNG, Ms. BROWNLEY, Mr. BALDERSON, and Mr. PAPPAS) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To direct the Secretary of Transportation to establish a Motorcyclist Advisory Council, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Motorcyclist Advisory  
5       Council Reauthorization Act”.

6 **SEC. 2. MOTORCYCLIST ADVISORY COUNCIL.**

7       (a) ESTABLISHMENT.—Not later than 90 days after  
8       the date of enactment of this Act, the Secretary shall es-

1 establish a Motorcyclist Advisory Council (in this section re-  
2 ferred to as the “Council”).

3 (b) DUTIES.—

4 (1) ADVISING.—The Council shall advise the  
5 Secretary, the Administrator of the National High-  
6 way Traffic Safety Administration, and the Adminis-  
7 trator of the Federal Highway Administration on  
8 transportation issues of concern to motorcyclists, in-  
9 cluding—

10 (A) barrier design;

11 (B) road design, construction, and mainte-  
12 nance practices; and

13 (C) the architecture and implementation of  
14 intelligent transportation system technologies.

15 (2) BIENNIAL COUNCIL REPORT.—

16 (A) IN GENERAL.—The Council shall sub-  
17 mit a report to the Secretary containing the  
18 Council’s recommendations on the issues de-  
19 scribed in paragraph (1).

20 (B) TIMING.—Not later than October 31  
21 of the calendar year following the calendar year  
22 in which the Council is established, and by  
23 every 2nd October 31 thereafter, the Council  
24 shall submit the report described in subpara-  
25 graph (A).

1                   (c) MEMBERSHIP.—

2                   (1) IN GENERAL.—The Council shall be com-  
3                   prised of 13 members appointed by the Secretary as  
4                   follows:

5                   (A) Five experts from State or local gov-  
6                   ernment on highway engineering issues, includ-  
7                   ing—

8                         (i) barrier design;

9                         (ii) road design, construction, and  
10                         maintenance; or

11                         (iii) intelligent transportation systems.

12                   (B) One State or local traffic and safety  
13                         engineer, design engineer, or other transpor-  
14                         tation department official who is a motorcyclist.

15                   (C) One representative from a national as-  
16                         sociation of State transportation officials.

17                   (D) One representative from a national  
18                         motorcyclist association.

19                   (E) One representative from a national  
20                         motorcyclist foundation.

21                   (F) One representative from a national  
22                         motorcycle manufacturing association.

23                   (G) One representative from a motorcycle  
24                         manufacturing company headquartered in the  
25                         United States.

(H) One roadway safety data expert on crash testing and analysis.

(I) One member of a national safety organization that represents the traffic safety systems industry.

## (2) DURATION.—

(A) TERM.—Subject to subparagraphs (B) and (C), each member shall serve one term of 2 years.

(B) ADDITIONAL TERMS.—If a successor is not designated for a member before the expiration of the term the member is serving, the member may serve another term.

(C) APPOINTMENT OF REPLACEMENTS.—If a member resigns before serving a full 2-year term, the Secretary may appoint a replacement for such member to serve the remaining portion of such term. A member may continue to serve after resignation until a successor has been appointed. A vacancy in the Council shall be filled in the manner in which the original appointment was made.

(3) COMPENSATION.—Members shall serve without compensation.

1       (d) TERMINATION.—The Council shall terminate 6  
2 years after the date of its establishment.

3 **SEC. 3. DUTIES OF THE SECRETARY.**

4       (a) ACCEPT OR REJECT RECOMMENDATION.—

5           (1) DETERMINATION.—The Secretary shall de-  
6 termine whether to accept or reject a recomme-  
7 dation contained in a Council report.

8           (2) TIMING.—

9               (A) ACCEPT OR REJECT.—The Secretary  
10 shall indicate in each report submitted under  
11 this section the Secretary's acceptance or rejec-  
12 tion of each recommendation listed in such re-  
13 port.

14               (B) UNDER CONSIDERATION.—The Sec-  
15 retary may state in a report submitted under  
16 this section that a recommendation is under  
17 consideration. If the Secretary so states, the  
18 Secretary shall accept or reject the rec-  
19 ommendation in the next report submitted  
20 under this section.

21       (b) REPORT.—

22           (1) IN GENERAL.—Not later than 60 days after  
23 the Secretary receives a Council report, the Sec-  
24 retary shall submit a report to the following:

1                             (A) The Committee on Transportation and  
2                             Infrastructure of the House of Representatives.

3                             (B) The Committee on Environment and  
4                             Public Works of the Senate.

5                             (C) The Committee on Commerce, Science,  
6                             and Transportation of the Senate.

7                             (D) The Subcommittee on Transportation,  
8                             and Housing and Urban Development, and Re-  
9                             lated Agencies of the Committee on Appropriations  
10                            of the House of Representatives.

11                            (E) The Subcommittee on Transportation,  
12                             and Housing and Urban Development, and Re-  
13                             lated Agencies of the Committee on Appropriations  
14                            of the Senate.

15                            (2) CONTENTS.—A report submitted under this  
16                             subsection shall include—

17                             (A) a list containing—

18                                 (i) each recommendation contained in  
19                             the Council report described in paragraph  
20                             (1); and

21                                 (ii) each recommendation stated as  
22                             under consideration in the previous report  
23                             submitted under this subsection; and

(B) for each such recommendation, whether it is accepted, rejected, or under consideration by the Secretary.

## 9 SEC. 4. DEFINITIONS.

10 In this Act, the following definitions apply:

(1) COUNCIL REPORT.—The term “Council report” means the report described in section 2(b)(2).

